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<h1 style="text-align: center;">TRANSMITTAL FORM</h1> <p style="text-align: center;">(to be used for all correspondence after initial filing)</p>		Application Number	10/661,361
		Filing Date	September 12, 2003
		First Named Inventor	David A. Mackiewicz, et al.
		Art Unit	3731
		Examiner Name	Unassigned
Total Number of Pages in This Submission	2	Attorney Docket Number	ENDOS-64949 (4164P)

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; padding: 5px; margin-top: 5px;">         -- Rescission of Previous Nonpublication Request and if Applicable Notice of Foreign Filing          -- Return Postcard       </div>
<div style="border: 1px solid black; height: 80px; width: 100%;"> <div style="border: 1px solid black; width: 100px; height: 20px; position: absolute; top: 5px; left: 5px;">Remarks</div> </div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	FULWIDER PATTON LEE & UTECHT, LLP Thomas H. Majcher
Signature	
Date	September 1, 2004

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Typed or printed name	Thomas H. Majcher, Registration No. 31,119		
Signature		Date	September 1, 2004

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**RESCISSION OF PREVIOUS  
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(35 U.S.C. 122(b)(2)(B)(ii))  
**AND, IF APPLICABLE  
NOTICE OF FOREIGN FILING**  
(35 U.S.C. 122(b)(2)(B)(iii))



Application Number	10/661,361
Filing Date	September 12, 2003
First Named Inventor	David A. Mackiewicz, et al.
Title	RADIOPAQUE MARKERS FOR MEDICAL DEVICES
Atty Docket Number	ENDOS-64949 (4164P)
Group Art Unit	3731
Examiner	Unassigned

A request that the above-identified application not be published under 35 U.S.C. 122(b) (nonpublication request) was included with the above-identified application on filing pursuant to 35 U.S.C. 122(b)(2)(B)(i). I hereby **rescind** the previous nonpublication request

If a notice of foreign or international filing is or will be required by 35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c), I hereby provide such notice. This notice is being provided no later than forty-five (45) days after the date of such foreign or international filing.

*If a notice of subsequent foreign or international filing required by 35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c) was not filed within forty-five (45) days after the date of filing of the foreign or international application, the application is ABANDONED, and a petition to revive under 37 CFR 1.137(b) is required. See 37 CFR 1.137(f).*

September 1, 2004

Date

(310) 824-5555

Telephone number

Signature

Thomas H. Majcher, Reg. No. 31,119

Typed or printed name

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**Name** (Print/Type) Thomas H. Majcher

**Signature**

**Date**

September 1, 2004

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